

# UNITED STATES DISTRICT COURT

## Western District of North Carolina

UNITED STATES OF AMERICA

V.

ALVIN FITZGERALD ALLEN

) **JUDGMENT IN A CRIMINAL CASE**) (For **Revocation** of Probation or Supervised Release)

) (For Offenses Committed On or After November 1, 1987)

)

) Case Number: DNCW112CR000100-001

) USM Number: 11716-058

)

) Mary Ellen Coleman

) Defendant's Attorney

**THE DEFENDANT:**

- ☒ Admitted guilt to violation of conditions 1 and 3-6 of the term of supervision.
- ☐ Was found in violation of condition(s) count(s) after denial of guilt.

**ACCORDINGLY**, the court has adjudicated that the defendant is guilty of the following violations:

| Violation<br>Number | Nature of Violation  | Date Violation<br>Concluded |
|---------------------|--|-----------------------------|
| 1                   | NEW LAW VIOLATION - DRIVING WHILE LICENSE REVOKED  | 7/13/2018                   |
| 3                   | NEW LAW VIOLATION – DRIVING WHILE LICENSE REVOKED  | 9/10/2018                   |
| 4                   | NEW LAW VIOLATION – DRIVING WHILE IMPAIRED; DRIVING WHILE<br>LICENSE REVOKED; RECKLESS DRIVING TO ENDANGER | 9/23/2018                   |
| 5                   | DRUG/ALCOHOL USE   | 9/26/2018                   |
| 6                   | NEW LAW VIOLATION – DRIVING WHILE LICENSE REVOKED  | 10/21/2018                  |

The Defendant is sentenced as provided in pages 2 through 2 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984, United States v. Booker, 125 S.Ct. 738 (2005), and 18 U.S.C. § 3553(a).

- ☐ The Defendant has not violated condition(s) and is discharged as such to such violation(s) condition.
- ☒ Violation 2 is dismissed on the motion of the United States.

**IT IS ORDERED** that the Defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay monetary penalties, the defendant shall notify the court and United States attorney of any material change in the defendant's economic circumstances.

Date of Imposition of Sentence: 1/24/2019

Signed: January 28, 2019

  
 Martin Reidinger  
 United States District Judge



Defendant: Alvin Fitzgerald Allen  
Case Number: DNCW112CR000100-001

Judgment- Page 2 of 2

### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of **FIVE (5) MONTHS**. This term shall run consecutive to any undischarged term of imprisonment imposed by the state court with respect to the conduct alleged in violation number 4. This term of imprisonment shall run concurrently with any other undischarged state court term of incarceration.

- ☒ The Court makes the following recommendations to the Bureau of Prisons:
1. Participation in any available educational and vocational opportunities.
  2. Participation in any available mental health treatment programs.
  3. Participation in any available substance abuse treatment program and, if eligible, receive benefits of 18:3621(e)(2).
- ☒ The Defendant is remanded to the custody of the United States Marshal.
- ☐ The Defendant shall surrender to the United States Marshal for this District:
- ☐ As notified by the United States Marshal.
  - ☐ At \_ on \_.
- ☐ The Defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
- ☐ As notified by the United States Marshal.
  - ☐ Before 2 p.m. on \_.
  - ☐ As notified by the Probation Office.

### RETURN

I have executed this Judgment as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_  
\_\_\_\_\_, with a certified copy of this Judgment.

\_\_\_\_\_  
United States Marshal

By: \_\_\_\_\_  
Deputy Marshal